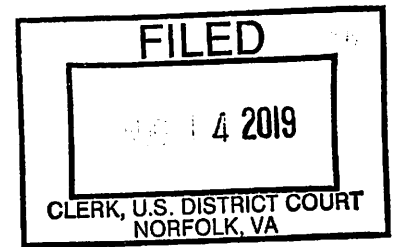


**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Norfolk Division**



JASON MARVIN SAUNDERS,

Petitioner,

v.

CRIMINAL ACTION NO. 2:15-cr-02

UNITED STATES OF AMERICA,

Respondent.

ORDER

Before the Court is Petitioner Jason Marvin Saunders ("Petitioner") August 5, 2019 *pro se* letter motion seeking relief under the Formerly Incarcerated Reenter Society Transformed Safely Transitioning Every Person Act ("FIRST STEP Act"). ECF No. 162; *see* Pub. L. No. 115-391, 132 Stat. 5194 (2018).

Section 404 of the FIRST STEP Act authorizes courts to impose a reduced sentence for anyone if three requirements are met: (1) the petitioner was convicted of a statute, for which the penalties were modified by Sections 2 or 3 the Fair Sentencing Act of 2010 ("FSA"), Pub. L. No. 111-220, 124 Stat. 2372 (2010); (2) the petitioner committed the offense before August 3, 2010; and (3) the petitioner did not file a previous motion, which has already been decided on the merits, under this section of the FIRST STEP Act or under the FSA. *See* FIRST STEP Act, Pub. L. No. 115-391, § 404, 132 Stat. 5194, 5222 (2018).


Petitioner was convicted of one count of Conspiracy to Distribute Narcotics, in violation of 21 U.S.C. §§ 841(a)(1), (b)(1)(A), 846, three counts of Maintaining a Drug-Involved Premises, in violation of 21 U.S.C. § 856(a)(1), (b), three counts of Possession with Intent to Distribute and Distribution of Controlled Substances, in violation of 21 U.S.C. § 841(a)(1), (b)(1)(C), two counts of Possession of a Firearm in Furtherance of and Using and Carrying a Firearm During and in

Relation to a Drug Trafficking Crime, in violation of 18 U.S.C. § 924(c)(1)(A), and two counts of Possession of a Firearm by a Convicted Felon, in violation of 18 U.S.C. § 922(g)(1). ECF No. 82. Some of these charges were directly or indirectly modified by sections 2 or 3 of the FSA. Petitioner has not filed a motion under the FSA or under the FIRST STEP Act previously. However, Petitioner committed these offenses from January 2012 to August 2014. ECF No. 100 at ¶ 6.

Accordingly, Petitioner does not qualify for relief under the FIRST STEP Act. Therefore, Petitioner's Motion is **DENIED**. The Clerk is **DIRECTED** to provide a copy of this Order to Petitioner, the United States Attorney, and the United States Probation Office.

IT IS SO ORDERED.

Norfolk, Virginia
August 14, 2019



Raymond A. Jackson
United States District Judge